THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.16940 OF 2006

DATED 25TH SEPTEMBER, 2006

BETWEEN:

Smt.P.Jagada and others.

… Petitioners

AND

The Joint Collector, Ranga Reddy District and others.

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.16940 OF 2006

ORDER:

At the behest of respondents 4 and 5, the second respondent herein passed orders on 06.10.2001 directing rectification of entries in the record of rights. Aggrieved by the same, petitioners preferred revision under Section 9 of A.P.Rights in Land and Pattadar Pass Books Act, 1971 before the first respondent, who dismissed the revision on 10.03.2006 for default. Aggrieved by the same, the present writ petition is filed. When the matter was heard at the preliminary stage, on 28.08.2006, this Court ordered notice to respondents 4 and 5 duly permitting the counsel for the petitioners to take out notice personally to the respondents. Notice is taken out and after serving the notices, the counsel for the petitioners has filed a Memo (USR) No.8151 of 2006 in proof of service of notice to the respondents.

It is the case of the petitioners that the case was listed before the first respondent on 10.03.2006 at 11.00 a.m. Learned counsel for the petitioners is present in the Office of the first respondent upto 3.00 p.m., but the Joint Collector did not take up the case. The matter was dismissed for default at 4.00 p.m. There is no denial on this. Therefore, so as to give the petitioners one more opportunity to seek revision of the orders of the Revenue Divisional Officer, dated 06.10.2001, this Court is of considered opinion that the matter should be remanded to the first respondent.

The impugned order is accordingly set aside and the matter is remitted to the first respondent with a direction to dispose of the matter within a period of four weeks from the date of receipt of copy of this order. The writ petition is accordingly disposed of. No costs.

(V.V.S.RAO,J)

25.09.2006.
pln

Note: Dispatch copy of this order by 28.09.2006.
By order
pln